

OCEAN MARINE INSURANCE TAX RETURN

CDI FS-005 (REV 12/2003)

FOR CALENDAR YEAR 2003
TAX DUE DATE JUNE 15, 2004

Name of Insurer		Fed Tax I.D. No.	
		CA Perm No.	
Mailing Address		EFT Taxpayer I.D. No.	
City, State, Zip		Method of Tax Payment	<input type="checkbox"/> No Payment
Telephone & Fax #			<input type="checkbox"/> Check
State of Domicile			<input type="checkbox"/> EFT

If New Company, check here ☐If Name Change, check here ☐If Final Return Check Here ☐

TO BE FILED ON OR BEFORE JUNE 15, 2004 BY ALL INSURERS WHICH ARE SUBJECT TO THE PROVISIONS
OF THE CALIFORNIA REVENUE AND TAXATION CODE, PART 7, CHAPTER 1 AND 2
(Commencing with Section 12001)

Organized under the laws of _____ with principal place

of business in the United States located in the State of _____

INSTRUCTIONS

Filing of return is required of all insurers authorized to write marine insurance in California. If no direct or assumed marine insurance was transacted in California, enter "nil" at lines 22-26 and complete Declaration of Insurer on Page 7.

File in TRIPLICATE and remit tax on or before June 15, 2004. Penalty provisions apply after that date.

If paid by check, make check payable to the
State Controller and mail to:

State of California, Department of Insurance,
Tax Accounting Unit,
P.O. Box 1918,
Sacramento, CA 95812-1918

If paid through Electronic Funds Transfer or if there
is no payment due, mail to:

State of California, Department of Insurance,
Tax Accounting Unit,
300 Capitol Mall, Suite 1400,
Sacramento, CA 95814-4338.

OCEAN MARINE INSURANCE DEFINED

(Section 12002, As Amended by Statute of 1969, Operative January 1, 1970)

SECTION 12002. "Ocean marine insurance" means insurance written within this state upon hulls, freights, or disbursements, or upon goods, wares, merchandise, and all other personal property and interests therein, in course of exportation from, importation into any country, or transportation coastwise, including transportation by land or water from point of origin to final destination in respect to, appertaining to, or in connection with, any and all risks or perils of navigation, transit or transportation, any portion of which exportation, importation, transportation, navigation, transit, or shipment is upon any ocean, and upon the property while being prepared for and while awaiting shipment, and during any delays, storage, transshipment or reshipment incident to or in connection with the shipment or transportation. "Ocean marine insurance" includes marine builders and war risk insurance.

"Ocean marine insurance" does not, for the purpose of taxation of such insurance as provided in subdivision (g) of Section 28 of Article XIII of the Constitution, include insurance written upon: (a) A hull, which is not a documented vessel registered with the Transportation Department of the United States; or (b) Anything carried in, attached to, used in transportation of or any risk written in connection with any hull defined in (a) above, unless: The insurance is upon a customary ocean marine form and such hull and the risks mentioned in (b) above are covered for one who is in the business of: (1) Renting or chartering boats; (2) Using boats himself for commercial purposes; or (3) Building or repairing boats.

Insurance not included in "ocean marine insurance" by this section shall be taxed in accordance with the other provisions of subdivision (g) Section 28 of Article XIII of the Constitution.

The 1969 amendment of this section shall be construed as a restatement and continuation of the law existing prior to such amendment.

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FOR CALENDAR YEAR 2003
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Dividends paid or credited to policyholders during the taxable year of 2003 on United States marine business subject to Section 12106 of Chapter 2

A.	On direct business	\$
B.	On reinsurance assumed	
C.	Total	\$
D.	Less: Dividends received on reinsurance paid	
E.	Net Dividends paid or credited during 2003 U.S. §12002 Marine (item 8, page 3)	\$

SCHEDULE SUPPORTING FEDERAL INCOME TAX DEDUCTION IN ITEM 9A ON PAGE 3

F.	Total amount of Federal Income Tax (actual) on business of year 2003	\$
	Part of (F) covering TOTAL TAX ON	
G.	Investment Income – Provide % _____	(G) \$
H.	Underwriting Gain – Provide % _____	(H) \$
I.	Underwriting Profit--All classes--Annual Statement, Page 4, Line 8	\$
J.	Underwriting Profit--United States §12002 Marine from item 9, Page 3	\$
K.	Ratio $\frac{\text{Underwriting Profit—United States §12003 Marine, item J}}{\text{Underwriting Profit—All Classes, item I}}$	%
L.	Federal Income Tax on U.S. §12002 Marine business of year 2003 - obtain as follows: If ratio in item K is less than 100% apply said ratio to item H.	\$

If ratio in item K exceeds 100% the following ratio is to be applied to item H:

$\frac{\text{Underwriting Profit--United States §12002 Marine, item J}}{\text{Sum of Underwriting Gains of All Classes showing Gains in Expense Exhibit, Part II}}$

Complete the following schedule. The Ocean Marine Underwriting Profit as reported in the Insurance Expense Exhibit is to be allocated to Alien and United States with no adjustment in the later for exclusion of prior losses. Give percentages that losses incurred and expenses incurred bear to earned premiums.

OCEAN MARINE UNDERWRITING PROFIT PER EXPENSE EXHIBIT – Part II

	Alien			United States		
Net earned premiums	_____		\$ _____	_____		\$ _____
Net losses Incurred	\$ _____	%		\$ _____	%	
Net Expenses Incurred						
Underwriting Profits	Alien		\$	United States		\$

OCEAN MARINE INSURANCE TAX RETURN

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FOR CALENDAR YEAR 2003**TAX DUE DATE JUNE 15, 2004**

STATEMENT OF PROFIT ON MARINE INSURANCE WRITTEN IN THE UNITED STATES
DURING THE YEAR ENDED DECEMBER 31, 2003 (TAXABLE YEAR)
IN ACCORDANCE WITH THE PROVISIONS OF
THE CALIFORNIA REVENUE AND TAXATION CODE
PART 7, CHAPTERS 1 AND 2 (COMMENCING WITH SECTION 12001)
Report all Negative Results

1.	Net premiums on marine insurance written in the United States during the taxable year, meaning gross premiums less return premiums, premiums on policies not taken, and net premiums paid for reinsurance (item 26, column 3)	\$ _____
2.	Deduct: Unearned premiums on such marine insurance at end of taxable year	_____
3.	Total	\$ _____
4.	Add: Unearned premiums on such marine insurance at the beginning of year	_____
5.	Net earned premiums on United States §12002 marine insurance for taxable year	\$ _____
6.	Deduct: Net losses incurred (item 47)	\$ _____
7.	Net expenses incurred (item 38)	_____
8.	Dividends paid or credited to policyholders (item E)	_____
9.	Balance	\$ _____
9a.	Deduct: Federal Income Tax (item L)	_____
10.	Balance	\$ _____
10a.	Add excess of sum of items 7 and 9a over 40% of Net Premiums (item 1)	_____
11.	Net Underwriting Profit on United States §12002 Marine Insurance for taxable year 2003	\$ _____

CALCULATION OF TAX

12.	Net Underwriting Profit for the year ended December 31, 2003 (item 11)	\$ _____
13.	Net Underwriting Profit for the year ended December 31, 2002	\$ _____
14.	Net Underwriting Profit for the year ended December 31, 2001	\$ _____
15.	Total for 3-year period	\$ _____
16.	Average Net Underwriting Profit (1/3 of item 15)	\$ _____
17.	Ratio -- $\frac{\text{Average California Marine Premium}}{\text{Average United States Marine Premiums}}$ Percentage obtained in item 58	_____ %
18.	Amount Taxable (Apply percentage item 17 to item 16)	\$ _____
19.	Tax at 5%	\$ _____
19a.	Adjusted Tax, if any, from page 8	\$ _____
20.	Tax on California Ocean Marine premiums if computed according to tax rate of State of domicile State of Domicile Tax Rate _____	\$ _____
21.	Compare lines 19, 19a, and 20. Enter the highest amount here and PAY THIS AMOUNT	\$ _____

*Read Section 12105 before entering on lines 15 through 19.

OCEAN MARINE INSURANCE TAX RETURN

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FOR CALENDAR YEAR 2003**TAX DUE DATE JUNE 15, 2004****SUPPLEMENTARY SCHEDULE – Report all Negative Results**

PREMIUMS WRITTEN Annual Statement Page 8	(1) Total Ocean Marine Business	(2) Foreign Ocean Marine Business	(3) Ocean Marine Business Within U.S. as per Sec. 12002 (Col. 1 minus Col. 2)
22. Direct (Net of Returned) (If none, enter "nil")			
23. Reinsurance Assumed (Not Returned) (If none, enter "nil")			
24. Total (Sum of items 22 and 23)			
25. Deduct: Reinsurance ceded			
26. Net Premiums Retained			
LOSSES PAID Annual Statement Page 9			
27. On Direct Writings (Salvage Deducted)			
28. On reinsurance Assumed (Salvage Deducted)			
29. Total (Sum of items 27 and 28)			
30. Deduct: Recoveries on Reinsurance ceded			
31. Net Losses Paid			
OCEAN MARINE EXPENSES Column (1) should agree with corresponding items in Insurance Expense Exhibit, Part II	INCURRED		INCURRED
	(1) Total Ocean Marine Business	(2) Foreign Ocean Marine Business	(3) Ocean Marine Business Within U.S. as per Sec. 12002 (Col. 1 minus Col. 2)
32. Loss Adjustment Expenses			
33. Commission and Brokerage			
34. Other Acquisition, Field Supervision, and Collection Expenses			
35. General Expenses			
36. Taxes, Licenses and Fees Excluding Federal Income & Real Estate Tax			
37. TOTALS			

Deduct: Total Expenses in Column (4)

Net United States Ocean Marine Expenses Incurred – Carry to Item 7

38. *Exception claimed, if any, under Section 12078 must be supported by a detailed analysis and full explanation.

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(4) Items in Column (3) Written in California		RECONCILIATION OF ITEM 26, COL. 4 WITH ANNUAL STATEMENT STATE PAGE
		<p>Show Pools, Exchange, Treaties and the amounts assumed and ceded through each</p>
	(4) Items in Column (3) Applying to Losses Incurred Prior to January 1, 1928	
X X X X X X X X		
X X X X X X X X		
X X X X X X X X		
X X X X X X X X		
X X X X X X X X		
X X X X X X X X		
X X X X X X X X		
	(4) Items in Column (3) Applying to Business of Years Prior to January 1, 1928	
X X X X X X X X		
X X X X X X X X		
X X X X X X X X		
X X X X X X X X		
X X X X X X X X	X X X X X X X X	
	← Deduct: Total expenses in Col. (4)	
	← (38) Net United States Ocean Marine Expenses Incurred – Carry to Item 7	

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NET LOSSES INCURRED IN TAXABLE YEAR

Note that the standard cut-off date for Items 39 to 47 is December 31, 1927.
 Report all Negative Results

39.	Payments during the taxable year on marine losses (salvage deducted) incurred since December 31, 1927, less recoveries on reinsurance on losses incurred since December 31, 1927 (item 31, column 3 less column 5)	\$ _____
40.	Add reinsurance recoverable December 31 of the previous year, on paid marine losses incurred since December 31, 1927	_____
41.	Total	\$ _____
42.	Deduct reinsurance recoverable December 31 of the taxable year on paid marine losses incurred since December 31, 1927	_____
43.	Balance	\$ _____
44.	Add net amount unpaid December 31 of the taxable year, on marine losses incurred since December 31, 1927 (Net as to recoveries on reinsurance ceded)	_____
	Amount excluded on losses incurred prior to January 1, 1928	*\$ _____
45.	Total	\$ _____
46.	Deduct net amount unpaid December 31 of the previous year on marine losses incurred since December 31, 1927 (Net as to recoveries on reinsurance ceded)	_____
	Amount excluded on losses incurred prior to January 1, 1928	\$ _____
47.	Net losses incurred during the taxable year of 2003	\$ _____

* Amount of ACTUAL, United States unpaid prior losses is required.

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NOTE-- In the following, NET PREMIUMS mean DIRECT PREMIUMS plus REINSURANCE ASSUMED,
Both net of RETURNED PREMIUMS and less NET REINSURANCE PREMIUMS CEDED.
Report all Negative Results

48.	Net Premiums on Section 12002 Marine business written in United States in 2003 (Item 26, column 3)	\$	
49.	The same written in 2002		
50.	The same written in 2001		
51.	Total for 3-year period	\$	
52.	Average (1/3 of item 51)	\$	
53.	Net Premiums on Section 12002 Marine business written in California in 2003 (Item 26, column 4)	\$	
54.	The same written in 2002		
55.	The same written in 2001		
56.	Total for 3 year period	\$	
57.	Average (1/3 of item 56)	\$	
58.	Average California Marine Premiums (item 57)	\$	*
	Average United States Marine Premiums (item 52)	\$	%

* Carry decimal to six places

DECLARATION OF INSURER*(Must be completed, whether of not any tax is payable)*

This return must be signed by an Executive Officer, United States Manager, or Manager residing within California,
pursuant to Section 12303 of the Revenue and Taxation Code of the State of California.

I, _____, _____, of
(Print Name & Sign Below) (Title)

_____, hereby declare under the penalties of perjury
(Company Name)

that this return (including any accompanying schedules and statements) has been examined by me and is a true,
correct and complete return.

(City)

(State)

(Date)

(Signature)

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FOR CALENDAR YEAR 2003**TAX DUE DATE JUNE 15, 2004****ADJUSTMENT OF OCEAN MARINE INSURANCE TAX****California Revenue and Taxation Code Sections 12103, 12104 and 12105**

12103. Basis for computation. Except as otherwise provided in Section 12105, the tax shall be computed each year upon the average annual underwriting profit of the insurer from ocean marine insurance during the preceding three calendar years.

12104. Computation on three-year basis. If the insurer has transacted ocean marine insurance in this State in each of the three calendar years immediately preceding the year in which a tax return is required to be filed, the tax shall be computed as follows:

(a) Divide the average annual premiums of the insurer from ocean marine insurance written by it in this State during the preceding three calendar years by the average annual premiums of the insurer from all ocean marine insurance written in the United States during such calendar years.

(b) Multiply the insurer's average annual underwriting profit from ocean marine insurance written within the United States during the preceding three calendar years by the figure derived in (a).

(c) Multiply the amount derived in (b) by 5 percent.

12105. Computation on less than three-year basis. If the insurer has not transacted ocean marine insurance in this State in *each* of the three calendar years immediately preceding the year in which a tax return is required to be filed, its tax shall be computed on the basis of its premiums and underwriting profits in the last complete calendar year. As soon as the insurer comes within the terms of Section 12104, the taxes computed under the provisions of this section for the two preceding calendar years shall be adjusted to equal the amount of the first tax computed under Section 12104. The adjustment shall be shown as an addition to, or a credit against, the tax computed upon business done in the third calendar year or as soon thereafter as possible.

COMPUTATION

If the amount of tax for year 2003 is subject to adjustment for years 2001 and 2002 (Section 12105), compute below the adjusted amount of tax and carry the total to page 3, line 19a.

NOTE: Attach an amended 2003 Retaliatory Tax Return when filing this return. See Revenue and Taxation Code Section 12281.